IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTEENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

-

WRIT PETITION NO : 18762 of 2004

Between:

Khijar Aftoz, S/o. Rahman,
R/o. Gannavaram, Krishna District.

..... PETITIONER

AND

1 The Station House Officer, Gannavaram Police Station,
Gannavaram, Krishna District.
2 The Mandal Revenue Officer, Gannavaram Mandal,
Krishna District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ order or direction more particularly in the nature of Writ of Mandamus declaring the action of the respondents in interfering with the peaceful possession and enjoyment of the Petitioner's land admeasuring Ac 2.00 cents in RS No.638 of Surampally Village in Gannavaram Mandal Krishna District as arbitrary illegal capricious and colourable exercise of their powers in Civil disputes and consequently direct them not to dispossess the Petitioner from his lands except following the due process of law.

Counsel for the Petitioner: MR.SAI GANGADHAR CHAMARTY

Counsel for the Respondents: GP FOR HOME

The Court at the admission stage made the following:

ORDER:

The petitioner states that he is the owner and possessor of the land to an extent of Ac.2.00 situated in R.S.No.638 of Surampally village in Gannavaram Mandal, Krishna District, having purchased the same under a registered sale deed for valid consideration. The only grievance of the petitioner is that the respondents are taking steps to dispossess him from the land in question without following due process of law. Hence, this writ petition.

Having heard the learned counsel for the petitioner and the learned Government Pleader for Home appearing for the respondents, I deem it appropriate to dispose of the writ petition with a direction to the respondents not to dispossess the petitioner from the land in question without following due process of law.

Accordingly, the writ petition is disposed of. No costs.

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13.10.2004

VGB

To

1 The Station House Officer, Gannavaram Police Station,
Gannavaram, Krishna District.
2 The Mandal Revenue Officer, Gannavaram Mandal,
Krishna District.

3 2CCs to the Government Pleader for Home, High Court Buildings,

Hyderabad (OUT)

4 2CD copies